

E-filed on 4/28/2009

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Attorneys for Defendants BARCLAYS CAPITAL REAL ESTATE, INC dba HOMEQ
SERVICING, erroneously sued herein as HOMEQ SERVICING CORPORATION;
NATIONAL DEFAULT SERVICING CORPORATION; and DEUTSCHE BANK NATIONAL
TRUST COMPANY as Trustee under POOLING AND SERVICING AGREEMENT Dated as
of January 1, 2006 MORGAN STANLEY ABS CAPITAL I INC. TRUST 2006-NC1
MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2006-NC, erroneously sued herein
as DEUTCHE BANK NATIONAL TRUST COMPANY

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

George P. Chapman, Jr., Brenda J. Gully
Chapman,

Plaintiffs,

vs.

Deutsche Bank National Trust Company, as
Trustee, a German national corporation,
National Default Servicing Corporation, an
Arizona Corporation, HomEq Servicing
Corporation, a California corporation, all
natural persons or legal entities unknown
claiming an interest in the subject property and
Does 1-20, inclusive,

Defendants.

) CASE NO.

) HON.

) **NOTICE OF REMOVAL OF ACTION**
) **BASED ON DIVERSITY**

) **[28 U.S.C. § 1441(b)]**

TO THE CLERK OF THE ABOVE COURT AND PLAINTIFF:

PLEASE TAKE NOTICE that Defendants BARCLAYS CAPITAL REAL ESTATE, INC dba HOMEQ SERVICING (“Homeq”), erroneously sued herein as HOMEEQ SERVICING CORPORATION; NATIONAL DEFAULT SERVICING CORPORATION (“NDSC”); and DEUTSCHE BANK NATIONAL TRUST COMPANY as Trustee under POOLING AND SERVICING AGREEMENT Dated as of January 1, 2006 MORGAN STANLEY ABS CAPITAL I INC. TRUST 2006-NC1 MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2006-NC (“Deutsche”), erroneously sued herein as DEUTCHE BANK NATIONAL TRUST COMPANY, collectively “Defendants,” hereby remove to this Court the above-captioned action described further below:

1. A complaint was filed in the Nevada District Court for Washoe County on or about March 30, 2009, entitled Chapman v. Deutsche Bank National Trust, et. al., Case No. CV09-00924 (“State Court Action”). True and correct copies of the pleadings received to date consisting of the Summons and Complaint are attached hereto collectively as **Exhibit “A”**.

2. Upon information and belief, Defendants were served on or about April 1, 2009, at the earliest. As such, Defendants remove this case within 30 days of service, and within one year from the filing of the Complaint.

3. There are no other named defendants in this action, therefore joinder is inapplicable.

4. This action is removable in the instant Court because it originally could have been filed in this Court pursuant to 28 U.S.C. § 1441(b). Diversity jurisdiction exists as conferred by 28 U.S.C. § 1332. Supplemental jurisdiction exists with respect to other claims not subject to removal pursuant to 28 U.S.C. § 1367.

1 The Complaint seeks “declaratory and injunctive relief,” to “prohibit Defendants from
 2 foreclosing upon their home” and to “Quiet Title”, the loan debt to which is upon information
 3 and belief is well in excess of \$300,000 and the total taxable value for which is upon
 4 information and belief in excess of \$75,000.00. (Cplt. ¶¶ 10-16, 20-22). See, Brady v.
 5 Mercedes-Benz USA, Inc., 243 F.Supp.2d 1004, (N.D. Cal. 2002) (citing Glenwood Light and
 6 Water Co. v. Mutual Light, Heat and Power Co., 239 U.S. 121, 125-26 (1915), “where equitable
 7 relief is sought, jurisdiction amount is to be tested by the value of the object to be gained by the
 8 complainant”). A copy of a printout from the official website of the Washoe County Assessors
 9 is attached hereto as **Exhibit “E.”**

11 10. Accordingly, there is a complete diversity of citizenship and the amount in
 12 controversy in this action likely exceeds the sum of \$75,000.00, exclusive of interest and costs.
 13 Diversity jurisdiction exists and this action is removed to this Court pursuant to 28 U.S.C. §
 14 1441(b).

15 DATED: April 28, 2009

HOUSER & ALLISON
 A Professional Corporation

18 /s/ Jeremiah H. Barlow, Esq.
 Jeffrey S. Allison, Esq.
 Jeremiah H. Barlow, Esq.
 Attorneys for Defendants BARCLAYS
 CAPITAL REAL ESTATE, INC dba
 21 HOMEQ SERVICING, erroneously sued
 herein as HOMEQ SERVICING
 CORPORATION; NATIONAL DEFAULT
 SERVICING CORPORATION; and
 23 DEUTSCHE BANK NATIONAL TRUST
 COMPANY as Trustee under POOLING
 AND SERVICING AGREEMENT Dated as
 25 of January 1, 2006 MORGAN STANLEY
 ABS CAPITAL I INC. TRUST 2006-NC1
 MORTGAGE PASS-THROUGH
 27 CERTIFICATES, SERIES 2006-NC,
 erroneously sued herein as DEUTSCHE
 BANK NATIONAL TRUST COMPANY

1 CODE 4085

2
3
4
5 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
6 IN AND FOR THE COUNTY OF WASHOE

7 George P. Chapman, Jr. Brenda J.

8 Gully Chapman
9 vs.

CV09 00924

Case No. _____

10 Deutsche Bank National Trust

Dept. No. 7

11 Company, National Default

12 Servicing Corporation, /
HomeEq Servicing Corporation

SUMMONS

13 **TO THE DEFENDANT: YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU**
14 **WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND IN WRITING WITHIN 20 DAYS.**
15 **READ THE INFORMATION BELOW VERY CAREFULLY.**

16 A civil complaint or petition has been filed by the plaintiff(s) against you for the relief as set forth in that
17 document (see complaint or petition). When service is by publication, add a brief statement of the object of the
18 action. See Nevada Rules of Civil Procedure, Rule 4(b).

The object of this action is: Declaratory Relief, Injunction, Quiet Title

- 19 1. If you intend to defend this lawsuit, you must do the following within 20 days after service of
20 this summons, exclusive of the day of service:
- a. File with the Clerk of the Court, whose address is shown below, a **formal written**
21 **answer** to the complaint or petition, along with the appropriate filing fees, in
22 accordance with the rules of the Court, and;
 - b. Serve a copy of your answer upon the attorney or plaintiff(s) whose name and address
23 is shown below.
- 24 2. Unless you respond, a default will be entered upon application of the plaintiff(s) and this Court may
25 enter a judgment against you for the relief demanded in the complaint or petition.

26 Dated this _____ day of MAR 30 2009, 20____.

27 Issued on behalf of Plaintiff(s):

HOWARD W. CONYERS
CLERK OF THE COURT

28 Name: Terry J. Thomas

By: M. Barringer

Address: 7330 Hunter Glen Drive
Reno, NV 89523

Deputy Clerk
Second Judicial District Court
75 Court Street
Reno, Nevada 89501

Phone Number: 7775-750-6307

Code 1425
Terry J. Thomas (#5523)
7330 Hunter Glen Drive
Reno, NV 89523
(775) 750-6307
Attorney for Plaintiff

FILED

2009 MAR 30 AM 9: 06

HOWARD W. CONYERS

BY M. Barringer
DEPUTY

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

George P. Chapman, Jr., Brenda J.
Gully Chapman,

CASE NO.: CV09 00924

Plaintiffs,

DEPT: NO. 7

v.

Deutsche Bank National Trust
Company, as Trustee, a German
national corporation, National Default
Servicing Corporation, an Arizona
Corporation, HomEq Servicing
Corporation, a California corporation,
all natural persons or legal entities
unknown claiming an interest in the
subject property and Does 1 - 20,
inclusive,

Defendants.

COMPLAINT FOR DECLARATORY RELIEF, WRONGFUL
FORECLOSURE AND QUIET TITLE

COMES NOW, Plaintiffs, George P. Chapman, Jr. and Brenda J. Gully Chapman,
by and through counsel, Terry J. Thomas, Esq., and for their claims for relief and demand for
judgment against Defendants above named, jointly and severally, complains and alleges as
follows:

JURISDICTION and VENUE

1. Plaintiffs George P. Chapman, Jr. and Brenda J. Gully Chapman, are residents
of Washoe County, Nevada. Their home, the subject real property, is located at 363 Linnet

1 Way, Washoe Valley, Nevada, 89704.

2 2. Deutsche Bank National Trust Company, as Trustee, is a German national
3 corporation, registered with the Nevada Secretary of State. National Default Servicing
4 Corporation, is an Arizona corporation, registered with the Nevada Secretary of State.
5 HomEq Servicing Corporation, is a California corporation whose registration was withdrawn
6 with the Nevada Secretary of State. HomEq Servicing Corporation has been conducting
7 business with Plaintiffs by servicing the Plaintiffs' loan in Nevada.

8 3. The true names and capacities, whether individual, corporate, associate,
9 partnership or otherwise of the defendants herein designated as Does 1 through 20, inclusive,
10 are unknown to plaintiff, who therefore sues said defendants by such fictitious names.

11 4. Plaintiffs allege that each named defendant and each defendant herein
12 designated as a Doe defendant is negligently, willfully, maliciously, contractually or
13 otherwise legally responsible for the events and happenings herein referred to and
14 proximately caused injury and damages to Plaintiffs, as herein alleged; Plaintiffs will seek
15 leave of this Court to insert the true names and capacities of such defendants when the same
16 have been ascertained and will further ask leave to join said defendants in these proceedings
17 pursuant to NRCP 10.

18 5. Based upon information and belief Plaintiffs allege that at all times mentioned
19 herein, the defendants, and each of them, were the agents, servants, employees and/or joint
20 venturers of their co-defendants, and each were as such, acting within the course, scope, and
21 authority of such agency, employment and/or venture, and that each and every defendant, as
22 aforesaid, when acting as a principal, was negligent in the selection, hiring, training and
23 appointment of each and every other defendant as an agent, employee and/or joint venturer.

24 **FACTUAL ALLEGATIONS**

25 6. Plaintiffs allege, reallege and incorporates by reference each and every
26 allegation contained in the preceding paragraphs.

27 7. Plaintiffs were attempting to modify a mortgage taken out to refinance their
28 home in order to pay for Plaintiff George Chapman's cancer treatments. They fell behind on

1 payments on this mortgage and were constantly told that everything would be worked out;
2 that new interest and payment rates would modify the mortgage in order to allow Plaintiffs'
3 to keep their home . However, these statements made by Defendant HomEq Corporation
4 were false and misleading.

5 8. Unbeknownst to Plaintiffs, Defendants were in the process of foreclosing upon
6 Plaintiffs' home while negotiating a loan modification. Plaintiffs were never given notice of
7 default; nor notice that foreclosure was scheduled; nor notice of the trustee's sale and no
8 notice of the filing of a deed upon their property.

9 9. Apparently, on or about October 15, 2008, a trustee's sale was held and
10 Plaintiffs' home was sold to Defendant Deutsche Bank National Trust Company, as Trustee.

11 First Claim for Relief

12 Injunctive and Declaratory Relief

13 10. Plaintiffs allege, reallege and incorporates by reference each and every
14 allegation contained in the preceding paragraphs.

15 11. Plaintiffs were never given statutory notice of the default nor notice of trustee's
16 sale as required by law and by the statutory notice provisions contained in deeds of trust.

17 12. Plaintiffs were never informed of the name and location of the entity that had
18 obtained either legal or physical possession of the promissory note and deed of trust on their
19 property. Plaintiffs were never informed which entity became the trustee on the promissory
20 note and deed of trust. Thus, all of Plaintiffs' efforts to locate a responsible entity to deal
21 with on their mortgage modification issues fell on deaf ears.

22 13. The failure to adhere to the statutory notice provisions and the provisions in
23 the deed of trust are substantial irregularities, illegal, and grounds to vacate the sale. Thus,
24 Plaintiffs' interest are adverse to Defendants.'

25 14. Plaintiffs are entitled to a declaratory judgment that the trustee's sale of their
26 home on or about October 15, 2008, was improperly noticed, improperly carried out and is
27 null and void ad initio.
28

15. Plaintiffs are entitled to a preliminary and permanent injunction to prohibit Defendants from foreclosing upon their home.

16. Plaintiff has incurred damages in dealing with the massively disorganized and open disregard for the law by Defendants. Defendants' conduct entitles Plaintiff to an award of general and special damages in an amount in excess of \$10,000.00, to be determined by proof at time of trial

17. Plaintiff has been damaged by Defendants' intentional, and/or reckless conduct, all of which demonstrates actual or implied malice toward Plaintiff. Defendants' conduct entitles Plaintiff to an award of exemplary damages to punish and deter Defendants in an amount to be determined at time of trial.

18. Plaintiff has been required to retain counsel to pursue its rights in this matter for which he is entitled to an award of attorney's fees and costs of suit.

. SECOND CLAIM FOR RELIEF

Quiet Title, NRS 40.010

19. Plaintiffs allege, reallege and incorporates by reference each and every allegation contained in the preceding paragraphs.

20. On information and belief Plaintiffs allege that no Defendant owns their promissory note or their deed of trust; that any Defendant can properly be a plaintiff or can foreclose upon their property; that all rights, titles and interest in their property were sublimated into a non-functional "security" instrument that gives no one entity rights in individual notes and deeds of trust.

21. On information and belief Plaintiffs allege that since no entity has obtained all the rights necessary to obtain an interest in Plaintiffs' property, no entity has such interest.

22. Plaintiff seeks to quiet title against all Defendants and each of them as of the date of this complaint.

WHEREFORE, Plaintiff demands judgment against Defendant(s) as follows:

1. For an Order declaring Defendant has released all lien claims and has no right title nor interest in the subject real property..

3. For costs of suit;
4. For reasonable attorney's fees;
5. For such other, further, or different relief as the court may deem just under the circumstances.

By: Terry J. Thomas
Terry J. Thomas, Attorney for Plaintiffs,
George and Brenda Chapman

AFFIRMATION

Pursuant to NRS 239b.030

The undersigned does hereby affirm that the proceeding **COMPLAINT FOR DECLARATORY RELIEF, WRONGFUL FORECLOSURE AND QUIET TITLE** filed in the Second Judicial District Court,

 X Does not contain the social security number of any person

OR

____ Contains the social security number of a person as required by:

A. A specific state of federal law, to wit:

(State specific law)

B. For the administration of a public program or for an application for a federal or state grant.

By: Terry J. Thomas
Terry J. Thomas, Esq.

Date: 03/30/09

AutoTrackXP Corporate Records

Details of: NEVADA CORPORATE RECORDS

NEVADA CORPORATE RECORDS			
Name:	BARCLAYS CAPITAL REAL ESTATE INC.		
Type:	PROFIT FOREIGN CORPORATION		
Status:	ACTIVE		
Date Incorporated:	11/01/2006	Foreign State of Incorporation:	DE
Corporation Number:	E0799642006-0	FBI Number:	

Additional Corporation Names:	
BARCLAYS CAPITAL REAL ESTATE INC.	PRIMARY

Corporation Officers and Registered Agents:			
SUSAN M. GRBIC	DIRECTOR	200 PARK AVENUE;FLOOR 4 NEW YORK NY 10166	10/25/2008
MICHAEL MAZZEI	PRESIDENT	200 PARK AVENUE, 4TH FLOOR NEW YORK NY 10166	10/25/2008
MICHAEL MONTGOMERY	TREASURER	4837 WATT AVENUE, STE. 200 NORTH HIGHLANDS CA 95660	10/25/2008
ALAN B. KAPLAN	SECRETARY	200 PARK AVENUE, 4TH FLOOR NEW YORK NY 10166	10/25/2008
MICHAEL MONTGOMERY	DIRECTOR	4837 WATT AVENUE;SUITE 200 NORTH HIGHLANDS CA 95660	10/25/2008
THE CORPORATION TRUST COMPANY OF NEVADA	(REGISTERED AGENT)	6100 NEIL ROAD SUITE 500 RENO NV 89511	07/02/2008

Additional Corporation Information:	
Stock Par Value Indicator	Y
Stock Par Value	100000
Stock Authorized Shares Qty	100

EXHIBIT B
PAGE 1 OF 5

History Transaction(s):

10/06/2008 MISCELLANEOUS ANNUAL LIST-DOCUMENT ID: 20080661322-70
 12/26/2007 MISCELLANEOUS ANNUAL LIST-DOCUMENT ID: 20070871498-16
 11/01/2006 MISCELLANEOUS FOREIGN QUALIFICATION;INITIAL STOCK VALUE:-
 DOCUMENT ID: 20060702200-49

Possible Corporate Affiliations:

We have identified the following companies to contain a name match for the PRESIDENT:
 MICHAEL MAZZEI

MAZZEI, MICHAEL	HOP SKIP AND JUMP, LLC	IL 02289407	INVOLUNTARY DISSOLUTION
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	UT 6209627-0143	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	IN 2006083000129	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	UT 6209627-0131	ACTIVE
MICHAEL J MAZZEI	HOMEQ SERVICING	TX 0800656063	IN EXISTENCE
MICHAEL MAZZEI	HOMEQ SERVICING	TX 0800656063	IN EXISTENCE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	NV E0799642006-0	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE FINANCE INC.	IL 63597082	GOOD STANDING
MAZZEI MICHAEL	2139 NORTH RICHMOND, LLC	IL 01393278	NGS
MAZZEI MICHAEL	MOLLYD, LLC	IL 01108328	INVOLUNTARY DISSOLUTION
MICHAEL MAZZEI	BARCLAYS SERVICES CORPORATION	IL 61003916	GOOD STANDING
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	IL 63596957	GOOD STANDING
MAZZEI, MICHAEL	BARCLAYS CAPITAL REAL ESTATE INC.	HI 35893 F1	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	KY 0646036	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	MA 000895348	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE FINANCE INC.	NY 3064143	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	MT F049316	GOOD STANDING
MICHAEL	BARCLAYS CAPITAL	FL F06000005630	ACTIVE

EXHIBIT B
 PAGE 2 OF 5

MAZZEI	REAL ESTATE INC.		
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	GA 0635872	ACTIVE/COMPLIANCE
MICHAEL MAZZEI	HOMEQ SERVICING	IA 327942	ACTIVE
MAZZEI, MICHAEL	BARCLAYS CAPITAL REAL ESTATE INC.	MS 898073	GOOD STANDING
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	NH 566688	IN GOOD STANDING
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	WV 246710	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	AK 103187	ACTIVE-GOOD STANDING
MICHAEL A. MAZZEI	MAZZEI MARKETING & SALES, INC.	OH 1760401	ACTIVE
MICHAEL P MAZZEI	THE FINANCIAL COACH, INC.	OK 1900668474	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	CA C2655025	ACTIVE
MICHAEL MAZZEI	LEHMAN RISK ADVISORS INC.	FL F01000000663	INACTIVE
MICHAEL MAZZEI	TRIVIUM PUBLISHING, LLC	TX 0800592777	IN EXISTENCE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	OR 35865799	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC	VT F261800	ACTIVE/IN GOOD STANDING
MICHAEL MAZZEI	TRIVIUM PUBLISHING, L.L.C.	LA 35227963K	ACTIVE
MICHAEL MAZZEI	MAZZEI REPORTING, INC.	FL P97000002607	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	LA 36259145F	ACTIVE
MICHAEL MAZZEI	LEHMAN RISK ADVISORS INC.	IN 2001062000511	REVOKED FOREIGN
MAZZEI, MICHAEL	BARCLAYS CAPITAL REAL ESTATE INC.	VA F168118	ACTIVE
MICHAEL MAZZEI	LEHMAN ALI INC.	UT 1399402-0143	ACTIVE
MICHAEL P MAZZEI	THE MAZZEI FOUNDATION, INC.	OK 2100562396	ACTIVE
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE FINANCE INC.	CA C2655077	FORFEITED
MICHAEL MAZZEI	COYOTE SYSTEMS	UT 2347915-0151	EXPIRED
MICHAEL MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	NY 3058781	ACTIVE

MICHAEL JOSEPH MAZZEI	BARCLAYS CAPITAL REAL ESTATE INC.	CT 0871292	ACTIVE
MAZZEI, MICHAEL	BARCLAYS CAPITAL REAL ESTATE INC.	NM 2776607	ACTIVE
MICHAEL MAZZEI	MAZZEI BUSINESS SERVICES, LLC	OH 1370933	ACTIVE

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AutoTrackXP Corporate Records

Details of: NORTH CAROLINA CORPORATE RECORDS

NORTH CAROLINA CORPORATE RECORDS			
Name:	BARCLAYS CAPITAL REAL ESTATE INC.		
Type:	PROFIT CORPORATION		
Status:	ACTIVE		
Date Incorporated:	06/22/2006	Foreign State of Incorporation:	DE
Corporation Number:	0853008 -BUS	FEI Number:	

Additional Corporation Names:	
BARCLAYS CAPITAL REAL ESTATE INC.	PRIMARY

Corporation Addresses:	
Address Type:	MAILING 200 PARK AVENUE NEW YORK,NY

Corporation Officers and Registered Agents:			
CT CORPORATION SYSTEM	(REGISTERED AGENT)	150 FAYETTEVILLE ST., BOX 1011 RALEIGH NC 27601	12/01/2008

History Transaction(s):	
03/10/2009	MISCELLANEOUS ANNUAL REPORT-DOCUMENT ID: 200906900467
10/27/2008	AGENT DATA AMENDED CHANGE OF ADDRESS OF REGISTERED AGENT AND OFFICE-DOCUMENT ID: C20083012722
04/15/2008	MISCELLANEOUS ANNUAL REPORT-DOCUMENT ID: 200810604168
12/04/2007	MISCELLANEOUS ANNUAL REPORT-DOCUMENT ID: 200733800816
06/22/2006	MISCELLANEOUS APPLICATION FOR CERTIFICATE OF AUTHORITY-DOCUMENT ID: C20061720012

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AutoTrackXP Corporate Records

Details of: ARIZONA CORPORATE RECORDS

ARIZONA CORPORATE RECORDS

Name: **NATIONAL DEFAULT SERVICING CORPORATION**
 Type: **PROFIT CORPORATION**
 Status: **ACTIVE/IN GOOD STANDING**
 Date Incorporated: **12/11/1995**
 Corporation Number: **07639409** FEI Number:

Additional Corporation Names:

NATIONAL DEFAULT SERVICING CORPORATION **PRIMARY**

Corporation Addresses:

Address Type: **BUSINESS**
2525 E CAMELBACK RD #200
PHOENIX,AZ

Corporation Officers and Registered Agents:

OLIVIA A TODD	PRESIDENT	2525 E CAMELBACK RD #200 PHOENIX AZ 85016	03/23/2009
MARK S BOSCO JR	TREASURER	2525 E CAMELBACK RD #200 PHOENIX AZ 85016	03/23/2009
MICHAEL BOSCO	SECRETARY	2525 E CAMELBACK RD #300 PHOENIX AZ 85016	03/23/2009
MICHAEL A BOSCO JR	(REGISTERED AGENT)	2525 E CAMELBACK RD #200 PHOENIX AZ 85016	03/11/2008

History Transaction(s):

01/28/2005 MISCELLANEOUS 05 ANNUAL REPORT MICROFILM LOCATION:
 31849001374
 12/27/2004 MISCELLANEOUS 05 ANNUAL REPORT/MAIL RETURNED MICROFILM
 LOCATION: 11694005043
 01/12/2004 MISCELLANEOUS 04 ANNUAL REPORT MICROFILM LOCATION:
 31786000818
 12/09/2003 MISCELLANEOUS 04 ANNUAL REPORT/MAIL RETURNED MICROFILM

EXHIBIT C
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LOCATION: 11628011036

02/10/2003 MISCELLANEOUS 03 ANNUAL REPORT MICROFILM LOCATION:
31707000846

02/20/2002 MISCELLANEOUS 02 ANNUAL REPORT MICROFILM LOCATION:
31652001904

02/23/2001 MISCELLANEOUS 01 ANNUAL REPORT MICROFILM LOCATION:
31608001306

02/12/2001 MISCELLANEOUS 01 ANNUAL REPORT MICROFILM LOCATION:
31606003030

07/17/2000 MISCELLANEOUS CORP ADDRESS CHG MICROFILM LOCATION:
20259059007

06/22/2000 MISCELLANEOUS 99 ANNUAL REPORT MICROFILM LOCATION:
31583001372

12/21/1999 MISCELLANEOUS 00 ANNUAL REPORT/MAIL RETURNED MICROFILM
LOCATION: 11358038006

03/24/1999 MISCELLANEOUS 98 ANNUAL REPORT MICROFILM LOCATION:
31530002413

02/24/1997 MISCELLANEOUS 96 ANNUAL REPORT MICROFILM LOCATION:
11121018038

07/19/1996 MISCELLANEOUS 95 ANNUAL REPORT MICROFILM LOCATION:
11098027027

01/09/1996 MISCELLANEOUS PUB OF ARTICLES MICROFILM LOCATION:
20178059034

12/11/1995 MISCELLANEOUS ARTICLES MICROFILM LOCATION: 10986009041

Possible Corporate Affiliations:

We have identified the following companies to contain a name match for the PRESIDENT:
OLIVIA A TODD

OLIVIA A TODD	GREAT AMERICAN TITLE AGENCY, INC.	AZ 08328641	ACTIVE/IN GOOD STANDING
OLIVIA A TODD	NATIONAL DEFAULT SERVICING CORPORATION	AZ 07639409	ACTIVE/IN GOOD STANDING
OLIVIA A. TODD	NATIONAL DEFAULT SERVICING CORPORATION	NV C1737- 1996	ACTIVE
OLIVIA A TODD	CALMCO, INC.	TX 0010757706	WITHDRAWAL
OLIVIA TODD	NATIONAL DEFAULT SERVICING CORPORATION	CA C1958993	ACTIVE

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DEUTSCHE BANK NATIONAL TRUST CO CIK#:
0001020242 (see all company filings)

State location: CA | State of Inc.: NY | Fiscal Year End: 1231

Business Address
3 PARK PLAZA
16TH FLOOR
IRVINE CA 92614
714-247-6000

Mailing Address
1761 EAST ST. ANDREW
PLACE
2ND FLOOR
SANTA ANA CA 92705

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Items 1 - 11 RSS Feed

Filings	Format	Description	Filing Date	File/Film Number
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-09-000092 (34 Act)	2009-02-13	028-11997 09599508
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-08-000289 (34 Act)	2008-11-14	028-11997 081188935
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-08-000226 (34 Act)	2008-08-14	028-11997 081015909
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-08-000185 (34 Act)	2008-05-15	028-11997 08834657
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-08-000131 (34 Act)	2008-02-14	028-11997 08611581
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-07-000278 (34 Act)	2007-11-14	028-11997 071241590
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-07-000227 (34 Act)	2007-08-14	028-11997 071054054
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-07-000187 (34 Act)	2007-05-15	028-11997 07848031
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-07-000131 (34 Act)	2007-02-14	028-11997 07615582
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-06-000259 (34 Act)	2006-11-14	028-11997 061212258
13F-NT	Documents	Quarterly report filed by institutional managers, Notice Acc-no: 0000948046-06-000204 (34 Act)	2006-08-15	028-11997 061033277

<http://www.sec.gov/cgi-bin/browse-idea>

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Modified 11/01/2008

EXHIBIT D
PAGE 1 OF 4

AutoTrackXP Corporate Records

Details of: NEVADA CORPORATE RECORDS

NEVADA CORPORATE RECORDS	
Name:	DEUTSCHE BANK NATIONAL TRUST COMPANY
Type:	OTHER
Status:	ACTIVE
Date Incorporated:	02/23/2007
Corporation Number:	E0130572007-5
FEI Number:	

Additional Corporation Names:	
DEUTSCHE BANK NATIONAL TRUST COMPANY	PRIMARY

Corporation Officers and Registered Agents:		
THE CORPORATION TRUST COMPANY OF NEVADA	(REGISTERED AGENT)	6100 NEIL ROAD 07/02/2008 SUITE 500 RENO NV 89511

History Transaction(s):
02/23/2007 MISCELLANEOUS APPOINTMENT OF RESIDENT AGENT-DOCUMENT ID: 20070128182-51

Due to the nature of the origin of public record information, the public records and commercially available data sources used in reports may contain errors. Source data is sometimes reported or entered inaccurately, processed poorly or incorrectly, and is generally not free from defect. This product or service aggregates and reports the data, as provided by public records and commercially available data sources and is not the source of the data. Before relying on any data, it should be independently verified.

EXHIBIT D
PAGE 2 OF 4

AutoTrackXP Corporate Records

Details of: TENNESSEE CORPORATE RECORDS

H Historical Detail H

TENNESSEE CORPORATE RECORDS

Name: **DEUTSCHE BANK NATIONAL TRUST COMPANY**
 Type: **FOREIGN - NOT RELIGIOUS, PROFIT**
 Status: **ACTIVE**
 Date Incorporated: **04/25/2003**
 Corporation Number: **0445867** FEI Number:

Additional Corporation Names:

DEUTSCHE BANK NATIONAL TRUST COMPANY **COMPANY NAME**

Corporation Addresses:

H Address Type: **PRINCIPAL OFFICE**
300 GRAND AVENUE
41ST FLOOR
LOS ANGELES,CA
 H Address Type: **MAILING ADDRESS**
MAIL STOP,NYC60-3012
60 WALL STREET
NEW YORK,NY

Corporation Officers and Registered Agents:

H **DENNIS GILLESPIE** **NAME (REGISTERED AGENT)** **648 GRASSMERE PARK**
ROAD
NASHVILLE TN 37211

History Transaction(s):

09/03/2003 4901-2114 ADD MAIL ADDRESS CHANGED MAILING ADDRESS
04/25/2003 4801-1348 APPL FOR CERT OF AUTH - PROFIT

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EXHIBIT **D**
 PAGE **3** OF **4**

AutoTrackXP Corporate Records

Details of: TENNESSEE CORPORATE RECORDS

TENNESSEE CORPORATE RECORDS	
Name:	DEUTSCHE BANK NATIONAL TRUST COMPANY
Type:	OTHER
Status:	ACTIVE
Date Incorporated:	04/25/2003
Corporation Number:	0445867
FEI Number:	

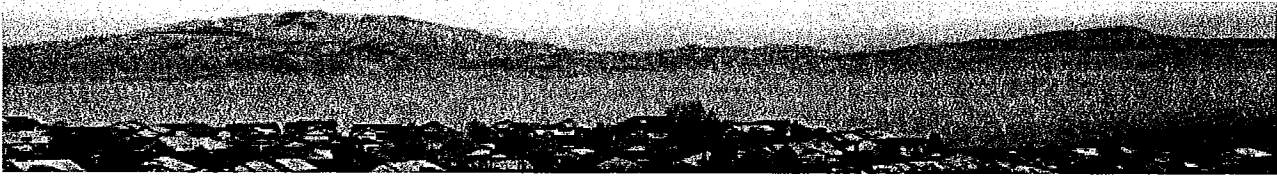
Additional Corporation Names:	
DEUTSCHE BANK NATIONAL TRUST COMPANY	PRIMARY

Corporation Addresses:	
Address Type:	MAILING MAIL STOP, NYC60-3012; 60 WALL STREET NEW YORK, NY

Corporation Officers and Registered Agents:			
DENNIS GILLESPIE	(REGISTERED AGENT)	648 GRASSMERE PARK; ROAD NASHVILLE TN 37211	10/17/2007

History Transaction(s):
04/25/2003 MISCELLANEOUS APPLICATION FOR CERTIFICATE OF AUTHORITY

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[COUNTY SITE MAP](#)[PRINT FRIENDLY](#)[COUNTY HOME PAGE](#)

(pictured) The Spanish Springs valley is obscured by a thick blanket of winter fog

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#)[New Search](#)**Parcel Summary | Taxable Value History | View Map**

Parcel Summary is a compilation of ownership, legal, building, land, sales, and valuation data with links for additional information.

Real Property Results for APN # 050-393-11 Card Number 1 of 1**00363 LINNET WAY****Current Owner Mailing Address****Owner1**

DEUTSCHE BANK NATIONAL TRST CO

Owner 2 or Trustee**Mailing Address**C/O HOMEEQ
701 CORPORATE CENTER DR MAILCODE NC4743

RALEIGH NC, 27607

Tax Cap Status: 2009 Change Form Mailed, High Cap Applied [List of Codes](#)[Click here to check for additional owners](#)**Most Recent Property Sales, Document Recording, or Transfer Information**

Document Date	Value/Sale Price	VCode	Document #	Grantor(Seller)/Assoc Name
10/28/2008	270,060	3BF	03700993	CHAPMAN,GEORGE P JR

[Click here for additional sales/recorded documents/transfers](#)

VCodes are an indication of the analysis for the Assessor's Office use only. Further verification may be necessary.

Most Recent Property Assessment

Assessed Value is 35% of Taxable Value per NRS 361.225

Fiscal Year	Land Area	Current Property Use		
2009*	1.02AC	020 - Single Family Residence		
Taxable Building Value	Taxable Land Value	Total Taxable Value	Personal Property Value	Supplemental New Construction
98,442	108,375	206,817	0	0

*The 2009 values are preliminary values and are subject to change.

Taxable Values may be rounded

[Click here for tax information from the Treasurer's Office](#)[Click here for additional assessment history](#)**Narrative Description**

This property contains 1.02 AC of land mainly classified as Single Family Residence. There is(are) 1 Record Card(s) for this Parcel. Record Card number 1 has a(n) Sgl Fam Res style building, built about 1979, having primary PLYWOOD exterior and COMP SHINGLE roof cover, with 1 unit(s), 3 total bedroom(s), 3 total bath(s), 0 total half bath(s).

Keyline Legal Description (May not be full legal description)

NEW WASHOE CITY 5 LT 1 BLK N

CLICK ON THE **PARCEL SUMMARY** LINK FOR ADDITIONAL DATA**Click Property Images to Enlarge**

Property Photo Is Not Available On-Line.

Unsketched SubAreas:
GAR: 675,
CLA: 1677,
PORT: 60,

Sum Area By Label:

sketch code descriptions

If the property sketch is not available on-line you can obtain a copy by calling (775) 328-2277 or send an email to exemptions@washoecounty.us with 'Sketch Request' in the subject line. Please include the APN.

This is a true and accurate copy of the records of the Washoe County Assessor's Office as of 04/26/2009.

for technical issues regarding this site, please **contact the webmaster**

CERTIFICATE OF MAILING

I hereby certify that I am over the age of eighteen (18), that I am not a party to this action, and that on this date I caused to be served a true and correct copy of the following documents:

NOTICE OF REMOVAL OF ACTION BASED ON DIVERSITY

By: X U.S. Mail

— Facsimile transmission

— Overnight Mail

— Hand and/or Personal Delivery

and addressed to the following:

TERRY J. THOMAS
7330 Hunter Glen Drive
Reno, NV 89523

Attorney for Plaintiffs

Dated: April 28, 2009


An employee of HOUSER & ALLISON, APC